# THOMAS W. FUMEA P.O. BOX 1004 WINTER PARK, FLORIDA 32790

Chandler Muller 1150 Louisiana Avenue Suite 2E Winter Park, Florida 32789 June 22, 2004

Re: Judge Alan Todd

Dear Mr. Muller,

It is my understanding a formal complaint has been filed against Judge Alan Todd.

I am a retired Winter Park Police Commander who has had the privilege of knowing Judge Todd for over thirty years. His demeanor in my presence, both in and out of the courtroom, has always been exemplary.

I consider Judge Todd to be a fair and compassionate man. He is a credit to the Judiciary and I hope this letter can assist him in remaining so.

Sincerely,

THOMAS W. FUMEA

# MICHAEL H. GIBSON, P.A.

ATTORNEY AT LAW

609 E. CENTRAI. BLVD, ORLANDO, FL 32801 (407) 648-0020 FAX (407) 648-0683

June 28, 2004

Chan Muller, Esquire Post Office Box 2128 Winter Park, Florida 32790

Dear Colleague:

This letter is submitted in support of Judge Alan C. Todd, whom I have known both personally and professionally for over fifteen (15) years. I consider him to be a friend and mentor. I first met Judge Todd when he was appointed to the bench in 1990. I was an Assistant Public Defender assigned to his courtroom. During that time I tried seven (7) jury trials before him.

In all my dealings with Judge Todd I have found him to be courteous, impartial and fair with a strong work ethic. All the above are categories in which he consistently ranks near the top in the annual judicial poll conducted by the Central Florida Criminal Defense Attorneys Association. He is a natural at working with unrepresented people, and imparting community values in a manner which is widely understood and respected by those who appear in his Court. He has been innovative, having successfully tested the concept of a program which helps people with suspended licenses regain their driving privilege.

Without reservation, I consider Judge Alan C. Todd to be one of the best!

Should you have any questions please do not hesitate to call me.

Sincerely,

Michael H. Gibson

7/17/1/1

MHG/11

# BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION STATE OF FLORIDA

INQUIRY CONCERNING A JUDGE, NUMBER 04-53, ALAN C. TODD

CASE NUMINER SC04-1655

# **AFFIDAVIT**

STATE OF FLORIDA)

COUNTY OF ORANGE)

BEFORE ME, a Notary Public for the State of Florida, personally appeared MALK GOOD MAN, who, after being first duly sworn, deposes and says that:

- 1. I am over the age of eighteen (18) years.
- 2. I am a resident of the State of Florida.
- 3. On 9-29, 200, I wrote a letter on behalf of The Honorable Alan C. Todd, County Judge, in and for Orange County, Plorida, and attached to this Affidavit is a copy of my said letter. What I indicated in my letter was true at that time, and is currently still true.

SWORN TO AND SUBSCRIPED before me by
WALK 6000 MAJ this 29

NOTARY PUBLICATION OF FINISH ALLERS

My Commission explica:
Printed or Typed Name: Stand J. S. Err
Porsonally Known (y) Produced I.D. ()

 SHELLY GLENN
MY COMMISSION II DD 085128
EXPIRES: November 3, 2005
Bonded Thru Budget Notary Services

MARK H. GOODMAN ALL STAR BAIL BONDS 3708 S. JOHN YOUNG PARKWAY SUITE N-1 ORLANDO, FLORIDA 32839

**SEPTEMBER 29, 2005** 

RE: ALAN C. TODD

TO WHOM IT MAY CONCERN:

I, MARK GOODMAN, HAVE BEEN IN THE BAIL BOND BUSINESS FOR APPROXIMATELY 18 YEARS IN CENTRAL FLORIDA. I HAVE HAD A GREAT DEAL OF CONTACT WITH JUDGE TODD THROUGH MY PROFESSION AND HAVE APPEARED BEFORE HIM ON NUMEROUS OCCASIONS. JUDGE TODD HAS ALWAYS BEEN ACCOMODATING IN ALLOWING ME TO BRING A DEFENDANT WHO HAS FAILED TO APPEAR FOR COURT BACK BEFORE HIM TO ALLOW THE DEFENDANT A CHANCE TO BE HEARD AND HOPEFULLY GET THE CASE BACK ON TRACK.

IN ALL THE YEARS I HAVE KNOWN JUDGE TODD, HE HAS BEEN NOTHING BUT PROFESSIONAL AND IS A JUDGE THAT ACTUALLY CARES ABOUT THE "PEOPLE".

RESPECTFULLY.

MARKH, GOODMAN

#### BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION STATE OF FLORIDA

INQUIRY	<b>CONCERNING A JUDGE</b>
NUMBER	04-53, ALAN C. TODD.

CASE NUMBER SCO4-1655

## **AFFIDAVIT**

STATE OF FLORIDA) **COUNTY OF ORANGE)** 

BEFORE ME, a Notary Public for the State of Florida, personally appeared Eric Holmes, who, after being first duly sworn, deposes and says that:

- 1. I am over the age of eighteen (1 8) years.
- 2. I am a resident of the State of Florida.
- 3. On or about June 2004, I wrote a letter on behalf of The Honorable Alan C. Todd, County Judge, in and for Orange County, Florida. What I indicated in my letter was true at that time, and is currently still true. Attached to this Affidavit is a copy of my June 2004 letter.

Eric Holmés, Deputy Sheriff

Orange County Sheriff's Department

SWORN TO AND SUBSCRIBED before me by

NOTARY PUBLIC-State of

My Commission expires: \_ Printed or Typed Name: \_ Personally Known ( ) Produced ID. (

Type of I.D. Produced: \_ Took Oath (\*) Yes (

JULIE A. ANDRADE MY COMMISSION # DD 357270 EXPIRES: September 24, 2008 Bonded The Hotary Public Underwitters

## To Whom It May Concern:

It is with great pleasure that I write to you in support of Judge Alan Todd.

I have worked with Judge Alan Todd for a year, and over this period of time I have observed his capabilities in leadership, initiative, and love of people. He is a very sincere and caring person.

He is adaptable and accepts responsibility and shows good judgment. He is committed to excellence in the courtroom. He sets very high standards for himself and works continuously to meet his goals. He is also extremely energetic, witty, and intelligent which has endeared him to other staff members. He is well liked and respected by his colleagues.

Judge Alan Todd is an outstanding judge. He touches many lives in a positive way. He is extremely competent in all areas of the law. Judge Alan Todd is a valuable asset to the judicial system and community.

Sincerely,

**Deputy Eric Holmes** 

#### BEFORE THE JUDICIAL QUALIFICATION COMMISSION STATE OF FLORIDA

INQUIRY CONCERNING A JUDGE. NUMBER 04-53, ALAN C. TODD

CASE NUMBER SC04-1655

# **SWORN AFFIDAVIT**

STATE OF FLORIDA)

**COUNTY OF ORANGE)** 

BEFORE ME, a Notary Public for the State of Florida, personally appeared ALLEN D. HOLLAND, who was duly sworn and says:

- 1. I am an Attorney licensed in the State of Florida.
- On September 30, 2005, I wrote a letter on behalf of The Honorable 2.

Alan C. Todd, County Judge, in and for Orange County, Florida, and attached

to this Affidavit is a copy of my said letter. What I indicated in my letter was true at the time, and is currently still true.

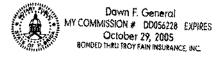
Allen D. Holland, Affiant

On this day before me, the undersigned authority duly authorized in the State of Florida and County of Orange to administer oaths, personally appeared Allen D. Holland, who is personally known to me or who produced a Florida Drivers License as valid identification and says that he has read the foregoing and that the matters and things contained therein are true and correct.

Witness my Hand and Seal in Orlando, Florida, Orange County, Florida, this 1st day of October, 2005.

Notary Public Print Name: DAWN F. GENERAL

My Commission Expires:





# law Offices of Allen "A. Daniel" Holland

Attorney At Law

3610 West Columbia Street Orlando, Florida 32805

Mailing: P.O. Box 2892 Orlando, FL 32802

Office: 407-293-1301 Fax: 407-292-8585

September 30, 2005

Lansing C. Scriven, Esq.
Special Counsel
Florida Judicial Qualification Commission
442 W. Kennedy Blvd., Suite 280
Tampa, FL 33606

Re: Inquiry Concerning Judge Alan C. Todd

Case Number SC04-1655

Dear Mr. Scriven:

I would like to share with you my experience in knowing and dealing with Judge Alan C. Todd on a professional legal basis. I am a former Assistant State Attorney for the Ninth Judicial Circuit of Florida, Orlando, and a former Special Agent for the Internal Revenue Service assigned to Orlando for nine years.

I have known Judge Todd since August 1994, my first time practicing law as Prosecutor in Orlando. As a Prosecutor in the mid 90's and presently a private defense attorney since 1997, I have had many opportunities to observe and interact with Judge Todd as an attorney. Judge Todd has always presented himself in a professional and dignified manner towards everyone I have observed to come before his bench. Judge Todd treats defendants, attorneys and court personnel with the utmost respect with the no exception. He is a caring and concerned individual that protects the rights of others.

He has an outstanding temperament in dealing with adverse issues, and exhibits a courteous behavior which is lacking in other Judges. He is not disrespectful to others as I have witness from other Judges.

Judge Todd has demonstrated that he is competent to hold such a position. Judge Todd possesses the legal knowledge and skills and candor that are so needed in a Judge today. Being politically correct in what one says is the safest and non-controversial way of conducting one's self, but freedom to be earnest where it does not trample upon the rights of other should not be the sole basis for evaluating Judge Todd.

Judge Todd is a dedicated Jurist and possesses the highest values of morals and humanity in protecting the rights of all whom come before him or associate with him in a professional or social manner.



# law Offices of Allen "A. Daniel" Holland

Attorney At Law

3610 West Columbia Street Orlando, Florida 32805

Mailing: P.O. Box 2892 Orlando, FL 32802 Office: 407-293-1301 Fax: 407-292-8585

Therefore, I highly recommend that Judge Todd be allowed to continue as a Jurist who will try and help anyone that comes before him in understanding life's lessons. If I can be of any further assistance, please contact me.

Sincerely,

A. Daniel Holland, Esq.

#### LAW OFFICE OF

#### STUART I. HYMAN, P.A.

TELEPHONE (407) 896-0536 FAX (407) 896-0540 TOLL FREE 1-800-896-0536

1520 E. AMELIA STREET DRLANDO, FLORIDA 32803-5490

July 15, 2004

Chandler Muller, Esquire 1150 Louisiana Avenue Suite 2 Winter Park, Florida 32789

Dear Chan:

As a practicing attorney for 24 years in the Central Florida area, I have come to know Judge Alan Todd as both a practicing attorney and a County Court Judge. I've had occasion to appear before Judge Todd on many occasions since my primary practice is in the area of criminal law with a substantial portion in the area of traffic law. These types of cases bring me in contact with Judge Todd many times on a daily basis. I have found Judge Todd to be what I describe a people judge. Much of the disrespect for our judicial system is the fact that many judges show a callous disregard for the circumstances that bring people before them. Judge Todd is a judge who considers all of the circumstances surrounding an event in an attempt to determine why the event happened by many times conversing with the individuals that appear before him. It is this respect that he gives to these individuals by conversing with them through their counsel and personally that I most admire. Many of these individuals are first time offenders who have never dealt with the judicial system before. As a result of their contact with Judge Todd, I believe they come away with a greater understanding of how the system works and that the system can be compassionate in the appropriate circumstances.

I have had more than one client come away from a sentencing with Judge Todd, even where he has imposed penalties greater than what the State was asking, who felt that they were judged by an individual who they described to be a very fair and just man. Without knowing all the facts of the allegations that involve Judge Todd, it is my belief that any indiscretion, if any, that was committed is substantially outweighed by all of the positive and good that Judge Todd has done for the judicial system. This is a man who even if he believes something different than the person who is appearing before him is respectful enough to attempt to understand that person's position and take it into consideration as

Chandler Muller, Esquire July 15, 2004 Page 2

to any judicial findings he is required to make. Recognizing that many judges have their own way of doing things, I can honestly say that I believe Judge Todd to be, in his own way, one of the premier County Court judges in Orange County. I do not find him to intentionally exhibit ill-will towards any individual he comes in contact with in the court system. I therefore believe that any remarks he has made that may be construed as inappropriate were probably not said or stated with an ill-will.

If I can be of any further assistance, please do not hesitate to contact me.

Sincerely,

Stuart I. Hyman

SIH/vf

#### BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION STATE OF FLORIDA

INQUIRY	CONCERNING A JUDGE,
NUMBER	04-53, ALAN C. TODD

CASE NUMBER SC04-1655

# **AFFIDAVIT**

STATE OF FLORIDA)

COUNTY OF ORANGE)

BEFORE ME, a Notary Public for the State of Florida, personally sppeared Joena F. Jamer, who, after being first duly sworn, deposes and says that:

- I am over the age of eighteen (18) years. 1.
- 2. I am a resident of the State of Florida.
- On 5, 200 5, I wrote a letter on behalf of The Honorable 3. Alan C. Todd, County Judge, in and for Orange County, Florida, and attached to this Affidavit is a copy of my said letter. What I indicated in my letter was true at that time,

and is currently still true.

SWORN TO AND SUBSCRIBED before

My Commission expires: Printed or Typed Name:

Personally Known (Produced I.D. ()
Type of I.D. Produced:

Took Oath ( )Yes ( ) NO

CONNIE J. SCHULTZ COMMISSION & DD 958821 EXPIRES: January 17, 2000

#### BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION STATE OF FLORIDA

INQUIRY CONCERNING A JUDGE, NUMBER 04-53, ALAN C. TODD

CASE NUMBER SC04-1655

# **AFFIDAVIT**

STATE OF FLORIDA)

**COUNTY OF ORANGE)** 

BEFORE ME, a Notary Public for the State of Florida, personally appeared Joena F. Jaeger, who, after being first duly sworn, deposes and says that:

- 1. I am over the age of eighteen (18) years.
- 2. I am a resident of the State of Florida.
- On 500, 200 5, I wrote a letter on behalf of The Honorable 3.

Alan C. Todd, County Judge, in and for Orange County, Florida, and attached to this

Affidavit is a copy of my said letter. What I indicated in my letter was true at that time.

and is currently still true.

Printed or Typed Name:

Personally Known (Produced I.D. ()
Type of I.D. Produced:

Took Oath ( )Yes ( ) NO

CONNIE J. SCHULTZ MY COMMISSION # DD 355821 EXPIRES: January 17, 2009

#### JAEGER & BLANKNER

ATTORNEYS AT LAW
(A PARTNERSHIP OF PROFESSIONAL ASSOCIATIONS)
217 EAST IVANHOE BOULEVARD NORTH
ORLANDO, FLORIDA 32804-6486

JORRG F. JAEGER,
ATTORNEY AT LAW. P.A.
F. WESLEY BLANKNER, JR.,
ATTORNEY AT LAW, P.A.
KEN A. BARLOW, JR.
WILLIAM J. J. BROWN
BARRY A. DIMICK

(407) 894-034| (407) 898-8248 FAX PED. I. D. #89-2133243

September 30, 2005

Re: <u>Inquiry Concerning Judge Alan C. Todd</u>

Case Number SC04-1655

Dear Sirs:

I am completely astounded having read the Notice of Formal Charges. This is certainly not the Judge Todd that I have known for the last twenty years. I knew Judge Todd when he was doing criminal defense work. He was one of the most successful DUI attorneys in the Central Florida area. I see him at least three days a week, if not more, in Courtroom 6C, of the Orange County Courthouse. Specifically during the time period from 2001-2004, our firm would be in front of Judge Todd every week and I have not observed him exhibit a pattern of rude, intemperate and demeaning comments. If anything can be said about Judge Todd it is sometimes that he is overly friendly to those people practicing before him. Judge Todd has always been a people person and loves to engage in discourse. I have seen him be nothing but friendly.

I was an Assistant State Attorney from 1974 until November, 1981, and have been in the private practice of law, basically criminal defense work, since November, 1981. I am a board certified criminal defense attorney and AV rated by Martindale-Hubbell.

Judge Todd does not have a mean bone in his body. He is not the least bit vindictive, and is not crude, and certainly not rude. If anything, he is just overly friendly. He is constantly reminding defense attorneys to be courteous to the State and does everything in his power, from the bench, to get the State and defense to get along in a harmonious manner, in order to conduct the business of the court.

Quite often, he goes into what he calls "executive session" where he retires to his chambers for a cup a coffee; he invites defense attorneys and prosecutors to go along, to see if the State and the defense can work out some of their cases. If any inappropriate conversations were held, they occurred during those times and to my knowledge and in my presence, have never been initiated by Judge Todd.

Judge Todd is a very gregarious and outgoing individual, that takes pride in communication skills and if anything tries to educate those before him so they don't make the same mistake again. One such example, is that Judge Todd was instrumental in setting up the driving while license suspended school, to show defendant's how to get their licenses reinstated.

In regards to the Notice of Formal Charges, I have read them in their entirety, and it was my understanding, re: the first allegation, reference Orange County Sheriff's Deputy Mindy Hood, it is my understanding from the persons that were present, that this conversation did not occur in the Courtroom, but occurred outside the Courtroom, either in his office or in his chambers.

In regards to violation 2, I never heard that allegation from any of the Court deputies or anyone else for that matter. It's kind of like the story, when you tell one child in the classroom by the time it gets to the end of the line it's blown way out of proportion.

In regards to Paragraph 4, I have never heard him call a female deputy, a deputite nor have I ever heard him make any indication that only when a male deputy is assigned to his courtroom, that a real deputy is present. Quite often I have been present when there are nothing but female deputies in his courtroom and I have never heard him make any disparaging remarks in regards to female deputies. I have seen him have nothing but the highest respect in regards to any deputies.

Paragraph 5, as often as myself and other members of our firm are before him, sometimes at least four hours at a time because of motion hearings, I never heard him make any kind of comments like that in regards to any deputies or court personnel at all.

Paragraph 7, Judge Todd has had several Hispanic public defenders before him and numerous Hispanic attorneys and attorneys of all races and colors. I have never heard him disparage an attorney based on race, or gender.

In fact one of his close friends, is Robert Mike who is an African American attorney and Judge Todd has lunch with him on a weekly basis. I am sorry I am just at a total loss in regards to the allegations contained in Paragraph 7.

As to Paragraph 8, if someone can remember back to July, 2003, as to whether a Judge asks whether she had dinner the night before, I have a problem with that. I mean he is a gregarious person who does talk to court personnel when the court is not in session. He is extremely friendly. If the clerk took it the wrong way, I don't know, but I have never seen him do this in an inappropriate or sexist manner.

In regards to Paragraph 9, I have no knowledge.

I think some of these allegations are totally blown out of proportion. I have serious doubts as to whether or not they were taken out of context, and in the hours that I have spent in front of him on a weekly basis, I have never seen the Judge disparage a female deputy, female prosecutor, female defense attorney, Hispanic defense attorney or Hispanic prosecutor, in my presence.

I have also had the opportunity to see how these allegations have effected Judge Todd over the last year. He is devastated by these allegations because he is not that kind of person. He is a good, decent human being and I have know him over twenty years. He does not lose his temper on the bench, he is not vindictive towards defendants, he does not treat black, Hispanic or minority defendants, any differently then he does others. I am at a total loss as to the allegations contained in this inquiry concerning Judge Alan C. Todd, Case Number SC04-1655.

Respection, submitted,

Joerg J. Jaeger

Swom to and subscribed before me this 30 day of September, 2005.

Notary Public, State of Florida

CONNIE J. SCHULTZ

MY COMMISSION # DD 365821

EXPIRES: January 17, 2009

Bonder Trui Notely Public Unidentifiers

My Commission Expires:

Personally known: (X) Produced ID: ( )